IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 25253 of 2004

Between:

Smt. M. Rama Lakshmi, W/o M. Polinaidu,
R/o Vanjangi Village and Post, Amadalavalasa Mandal,
Srikakulam District.

..... PETITIONER

AND

1 The Joint Collector, Srikakulam District, Srikakulam.
2 The Revenue Divisional Officer, Srikakulam.
3 Mandal Revenue Officer, Amadalavalasa Mandal,
Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order or direction preferably a writ in the nature of Writ of Mandamus, declaring the action of the respondents in suspending the authorization of the petitioner of the Fair Price Shop Dealership as being illegal, arbitrary, violative of principles of natural justice and violative of Articles 14 of the Constitution of India, and consequently direct the respondents to forthwith revoke the suspension of authorization on the petitioner's Fair Price Shop and permit the petitioner to run the fair price shop at Vanjangi, Amadalavalasa Mandal, Srikakulam District and pass such other order or orders.

Counsel for the Petitioner:MR.M.VISWANADHAM

Counsel for the Respondents No.1 to 3: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following ORDER:

The second respondent suspended the authorization of the petitioner in respect of a fair price shop, through proceedings dated 20.10.2004. On the same day, he issued a show cause notice to her. Aggrieved by the order of suspension, the petitioner filed an appeal before the first respondent. The appeal was disposed of on 21.11.2004 directing the second respondent to pass final orders, in pursuance of the show cause notice.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The necessity for this Court to examine the validity or otherwise of the order of suspension or for that matter the order of the first respondent rejecting the appeal is obviated, in view of the fact that the second respondent has passed final orders dated 31.12.2004 cancelling the authorization of the petitioner and served on the petitioner on 06.01.2005. In that view of the matter, no relief can be granted in this writ petition.

Hence, the writ petition is dismissed. It is, however, left open to the petitioner to work out his remedies against the order of cancellation. There shall be no order as to costs.

10.02.2005

ksld

To

1 The Joint Collector, Srikakulam District, Srikakulam.
2 The Revenue Divisional Officer, Srikakulam.
3 Mandal Revenue Officer, Amadalavalasa Mandal,
Srikakulam District.

4 Two CCs. to the G.P. for Civil Supplies, High Court of A.P.,

Hyderabad(OUT).

5 Two CD copies.